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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE: UBER TECHNOLOGIES, INC.,
PASSENGER SEXUAL ASSAULT
LITIGATION

Case No. 3:23-md-03084-CRB

**DEFENDANT UBER TECHNOLOGIES,
INC., RASIER, LLC, AND RASIER-CA,
LLC'S BRIEF IN SUPPORT OF UBER'S
PRIVILEGE CLAIMS CHALLENGED BY
PLAINTIFFS FROM MARCH 14 AND
MARCH 24, 2025 PRIVILEGE LOGS –
PURSUANT TO SPECIAL MASTER
ORDER NO. 4, § I(A) (DKT. 2933)**

This Document Relates to:

ALL ACTIONS

DEFENDANTS' BRIEF IN SUPPORT OF UBER'S PRIVILEGE CLAIMS CHALLENGED BY PLAINTIFFS FROM
MARCH 14 AND MARCH 25, 2025 PRIVILEGE LOGS – PURSUANT TO SPECIAL MASTER ORDER NO. 4, § I(a)
(DKT. 2933)

Pursuant to Special Master Order No. 4, § I(a) (Dkt. 2933), Defendants submit this brief in support of their position on the remaining privilege claims challenged by Plaintiffs from Defendants' March 14 and March 24, 2025 privilege logs. On April 3, 2025, Plaintiffs challenged 357 documents within this custodial file. On May 9, 2025, the parties narrowed the number of challenges to 143. As of May 15, through conferrals, the parties further narrowed their dispute to 142 challenges.¹ These challenges are now submitted for the Special Master's review.

In preparing documents for the Special Master's review, Defendants identified two documents that require additional redactions: JCCP_MDL_PRIVLOG076352 and JCCP_MDL_PRIVLOG076353. Both are emails originating from the same thread. In addition to the existing redactions, with the Special Master's permission, Defendants intend to redact privileged content in two places on each email as that content reflects either legal advice from in-house counsel or an intent to seek legal advice from in-house counsel, as described on Defendants' privilege log entry for this document. Defendants will reproduce the documents with corrected redactions if permitted by the Special Master.

Defendants have sought, and received, permission to communicate *ex parte* with the Special Master to provide further, confidential context and support for the attorney-client privilege and work product designation for one additional document: JCCP_MDL_PRIVLOG076807.

Defendants incorporate by reference the legal standard and arguments set forth in their prior briefing (Dkts. 2433, 2461, 2528, 2544, and 2580). As explained more fully in the prior briefs, the applicable legal standard, and the factual material previously provided to the Special Master,² when reviewed in conjunction with the challenged documents and the associated metadata fields, support

¹ After Plaintiffs provided their final list of challenges on May 9, 2025, Defendants offered to produce a redacted copy of JCCP_MDL_PRIVLOG077307, and, in exchange, Plaintiffs agreed to remove their challenge to this document.

² As requested by the Special Master, Uber has provided (1) a glossary of terms commonly used in disputed documents, (2) a list of names and titles of relevant Uber inside and outside counsel, and (3) a digest of third-parties present in its privilege log. Defense counsel will also be available for any questions the Special Master may have during the review process.

1 Uber's privilege and work product assertions. The remaining privilege claims submitted for the
2 Special Master's determination should be upheld.

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4 DATED: May 16, 2025

Respectfully submitted,

5
6 **SHOOK HARDY & BACON L.L.P.**

7 By: /s/ Maria Salcedo

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